

**RESPONSE TO DEFECTIVE  
NOTICE OF DEFECTIVE  
RESPONSE**

Application #	10/573,804
Confirmation #	9377
Filing Date	03/28/2006
First Inventor	AIACH
Art Unit	Unknown
Examiner	Unassigned
Docket #	P08898US00/BAS

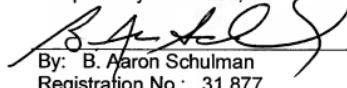
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

In response to the Notice of Defective Response, dated September 27, 2007, Applicants submit that the Notice was entirely in error and should be withdrawn.

In particular, the Notice of Defective Response (copy attached) indicates that Applicants did not comply with Sequence Listing requirements when in fact Applicants' response to the Missing Parts notice did include the sequence listing, computer readable form, amendment to the specification to enter the sequence listing, and the required statement that the content of the computer readable form and the paper sequence listing were identical and contained no new matter. A complete copy of Applicants' response to the Notice of Missing Parts filed May 21, 2007 (which was received and entered in the PAIR system and was acknowledged in the attached stamped receipt). Accordingly, the Notice of Defective Response was sent erroneously and should be immediately withdrawn.

Respectfully submitted,

  
By: B. Aaron Schulman  
Registration No.: 31,877

Date: October 29, 2007

STITES & HARBISON PLC • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314  
TEL: 703-739-4900 • FAX: 703-739-9577 • CUSTOMER No. 000881



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/573,804	Martine Aiach	P08898US00BAS
INTERNATIONAL APPLICATION NO.		
PCT/IB04/03146		
I.A. FILING DATE	PRIORITY DATE	
09/28/2004	09/29/2003	
CONFIRMATION NO. 9377		
371 FORMALITIES LETTER		
 *OC00000026008187*		

Date Mailed: 09/27/2007

**COPY**

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 03/28/2006
- Copy of the International Search Report filed on 03/28/2006
- Preliminary Amendments filed on 05/21/2007
- Information Disclosure Statements filed on 05/21/2007
- Oath or Declaration filed on 05/21/2007
- U.S. Basic National Fees filed on 03/28/2006
- Priority Documents filed on 03/28/2006

Applicant's response filed 05/21/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 02/21/2007 have not been completed.

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and

a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- For Rules Interpretation, call (571) 272-0951
- For PatentIn Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for PatentIn Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

**COPY**

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

**PART 2 - OFFICE COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/573,804	PCT/IB04/03146	P08898US00BAS